

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

vs.

ELEXIS KIERA SIDNEY

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§

CRIMINAL NO. H-19-26

SENTENCE DATA SHEET

CRIMINAL NO.: H-19-26

DEFENDANT: Elexis Kiera Sidney

**DEFENDANT'S
IMMIGRATION
STATUS:** U.S.

GUILTY PLEA: Counts 1-4

**SUBSTANCE
OF PLEA
AGREEMENT:** No Plea Agreement

ELEMENTS:
Count 1 Sexual Exploitation of Children = 18 U.S.C. § 2251(a)

1. That the defendant employed, used, persuaded, induced, enticed or coerced a minor to engage in sexually explicit conduct or attempted to do so;
2. That the defendant knowingly did this for the purpose of producing a visual depiction; and,
3. that the visual depiction was produced or transmitted using materials that have been mailed, shipped, or transported in or affecting interstate or foreign commerce by any means, including by computer, or if such visual depiction has actually been transported or transmitted using any means or facility of interstate or foreign commerce or in or affecting interstate or foreign commerce or mailed.

Count 2 Distribution of Child Pornography = 18 U.S.C. § 2252A(a)(2)(B)

1. That the defendant knowingly distributed material that contained child pornography;

2. The material containing child pornography was transported in or affecting interstate or foreign commerce by any means, including by computer; and,
3. That when the defendant distributed the material, she knew it contained child pornography.

Count 3

Receipt of Child Pornography = 18 U.S.C. § 2252A(a)(2)(B)

1. That the defendant knowingly received material that contained child pornography;
2. The material containing child pornography was transported in or affecting interstate or foreign commerce by any means, including by computer; and,
3. That when the defendant received the material, she knew it contained child pornography.

Count 4

Possession of Child Pornography = 18 U.S.C. § 2252A(a)(5)(B)

1. That the defendant knowingly possessed material containing images of child pornography;
2. That such material containing child pornography had been shipped or transported using any means or facility of interstate or foreign commerce or that was produced using materials that had been shipped or transported in or affecting interstate or foreign commerce by any means, including computer; and,
3. That at the time of such possession, the defendant believed that such material constituted or contained child pornography.

PENALTY:

Count 1

18 U.S.C. 2251(a) = sexual exploitation of children
no less than 15 years and not more than 30 years in prison, up to \$250,000 fine.

Count 2

18 U.S.C. § 2252A(a)(2)(B) = distribution of child pornography
no less than 5 years and not more than 20 years in prison, up to \$250,000 fine.

Count 3

18 U.S.C. § 2252A(a)(2)(B) = receipt of child pornography
no less than 5 years and not more than 20 years in prison, up to \$250,000 fine.

Count 4

18 U.S.C. § 2252A(a)(5)(B) = possession of child pornography
up to 10 years in prison, up to \$250,000 fine.

**SUPERVISED
RELEASE:**

At least 5 years up to any term of years or Life.

**ALTERNATIVE
FINE BASED ON
GAIN OR LOSS:**

Not Applicable

**SENTENCING
GUIDELINES:**

Applicable

RESTITUTION:

Mandatory Restitution of \$3,000 per victim

**SEX OFFENDER
REGISTRATION:**

Applicable

**SPECIAL
ASSESSMENT:**

\$100 per count of conviction and for each count. \$5,000 special assessment under the Justice for Victims Trafficking Act of 2015 per count. Up to \$50,000 special assessment under the Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018 for Count 1; up to \$35,000 special assessment for Counts 2 and 3; and up to \$17,000 special assessment for Count 4.

ATTACHMENT:

Proffer